HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 7091 OF 2007

DATE: 03.09.2007

Between:
Smt. Sudhagani Kamalamma

..... PETITIONER

AND

The Station House Officer,
Amberpet Police Station,
Hyderabad & 3 others.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 7091 OF 2007

ORDER: (Per Hon'ble Sri Justice A. Gopal Reddy)

Smt. Sudhagani Kamalamma addressed a petition to the Hon'ble Chief Justice dated 23.02.2007 alleging that her daughter Sri

Lakshmi was given in marriage to one T. Dasarath and both of them blessed with a son Pavan Kumar, aged about 5 years. From the date the birth of the child, her son-in-law viz. Dasarath used to ill-treat her daughter and beat her everyday and he also made her aborted twice. Her son-in-law made a complaint on 13.5.2005 with the first respondent stating that his wife and son (daughter & grandson of petitioner) were missing. Though the first respondent registered a case, so far no action has been taken against her son-in-law.

On the basis of the above petition, the Writ Petition has been taken up and notice was issued to the respondents.

In response to the notice, Sub-Inspector of Police, Amberpet Police Station filed counter affidavit stating that Mr. Dasarath, the son-in-law of the petitioner lodged a complaint on 15.5.2005 stating that his wife Sri Lakshmi, aged 20 years, left the house along with his son Master Pavan, aged 5 years, without informing the inmates and did not return home. On the basis of the said complaint, a case in Crime No.257 of 2005 has been registered under the head of 'Woman Missing' and investigation is taken up. The investigation team was sent to various places, but they did not trace out the whereabouts of the missing woman. The investigation revealed that the son-in-law of the petitioner filed a divorce petition being O.P.No.376 of 2006 under Section 13 (1) (i) & (ia) of Hindu Marriage Act seeking divorce from Smt. T. Sri Lakshmi (missing person) and the same is pending before the II Additional Senior Civil Judge, Ranga Reddy District, at L.B.Nagar. In the said O.P., the son-in-law of petitioner asserted that he married the daughter of the petitioner as per the Hindu Rites and Customs, at Ghatkesar on 9.5.1999, and subsequently, she treated him cruelly and she is having illegal contacts with one Mr. Krishna and

about one year back, she left the house without informing him. It is asserted in the counter that sincere efforts are being made to trace out the daughter and grandson of the petitioner.

From the material on record, it is seen that the police are making efforts to trace out the missing woman and her son on the basis of the complaint lodged by the son-in-law of the petitioner. But in the petition now made to the Hon'ble Chief Justice, it is seen that she made specific allegations against her son-in-law that he used to severely beat her daughter on suspicion and made her daughter aborted twice. Therefore, prima facie, the petition constitutes allegations against the said Dasarath and the same have to be investigated into by the police.

In the circumstances, the first respondent is directed to register the petition made by the petitioner as F.I.R. and investigate into the same along with Crime No.257 of 2005 in accordance with law.

The Registry shall forward the petition dated 23.2.2007 made by Smt. Sudhagani Kamalamma to the first respondent for taking necessary action.

The Writ Petition is disposed of accordingly. No costs.

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A. GOPAL REDDY, J.

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03rd SEPTEMBER, 2007 P. SWAROOP REDDY, J.

Tsr.